

**BOARD OF COUNTY COMMISSIONERS  
LEWIS COUNTY, WASHINGTON  
BOARD MEETING MINUTES  
October 26, 2009**

The Board of County Commissioners for Lewis County, Washington met in regular session on Monday, October 26, 2009, at 10:00 a.m. **COMMISSIONERS RON AVERILL, P.W. SCHULTE and F. LEE GROSE** were in attendance. **Chairman Grose** determined a quorum, called the meeting to order and proceeded with the flag salute. **Commissioner Schulte** moved to approve the minutes from the 10:00 a.m. meeting held on Monday, October 19, 2009. **Commissioner Averill** seconded.

Motion Carried 3-0

<b>Notice</b>
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**Commissioner Averill** made a motion to approve Notice Item one. **Commissioner Schulte** seconded the motion. Karri Muir, Clerk of the Board read the item into the record.

**1. Notice of Compliance required by the Public Employment Relations Commission (PERC) findings.**

**Archie Smith, Human Resources**, read the compliance statement into the record.

**Commissioner Averill** noted that the notice needs to be posted for 60 days and not defaced in any way. He stated that during the negotiations there were difficult decisions to make. Staff had good intentions, trying to assist employees, but it was in violation of the law. We are now complying with the ruling.

Motion carried 3-0

**Commissioner Averill** made a motion to approve Notice Items two through five. **Commissioner Schulte** seconded the motion. Karri Muir, Clerk of the Board read the items into the record.

**2. Call for Bids: For two Vehicle Mounted Automatic License Plate Recognition Systems (ALPR). Bids will be opened on or after 10:00 am on Monday, November 9, 2009. Resolution No. 09-352**

**Michael Strozyk, Central Services** stated the ALPR's are used by law enforcement. Lewis County Police Chiefs and the Sheriff's Office have decided to expand this program. These systems read license plates and run them through various checks.

**Chairman Grose** asked if there were issues on right to privacy by using these systems.

**Mr. Strozyk** stated there was not an issue. A license plate is a public record.

**3. Notice of Hearing: Regarding the 2009 4<sup>th</sup> quarter Budget Amendment for Current Expense and Various Funds. Hearing will be held on November 9, 2009, on or after 10:00 am. Resolution No. 09-353**

**Dawna Truman, Budget and Fiscal**, stated this resolution would set the 4<sup>th</sup> quarter budget amendment.

**Commissioner Averill** asked what the amount of the amendment would be.

**Ms. Truman** stated the amount right now is \$1, 899,295, but this is subject to change before the hearing takes place.

**4. Notice of Public Presentation and Hearing: Regarding the 2010 Budget Adoption. Public presentation will be held on November 23, 2009 at 5:30. Hearing will be held on December 7, 2009. Resolution No. 09-354**

**Dawna Truman** stated this resolution would set the final 2010 Budget Hearing.

**Commissioner Averill** stated there would be two hearings for the final 2010-Budget Hearing. The first will be on November 23, 2009 at 5:30 pm and the second on December 7, 2009 at 10:00 am.

**5. Notice of Hearing: Accepting the Establishment of an extension of Rush Road and widening a portion of Maurin Road. Hearing will be held on November 23, 2009 on or after 10:00 am. Resolution No. 09-355**

**Larry Unzleman, Public Works**, went over the establishment process. He went over the posting requirements noting that postings would be placed at each termini of the proposed road.

**Commissioner Averill** stated Rush Road was finished in 2008. This resolution is adopting it as a county road.

**Mr. Unzleman** stated that was correct.

Motion carried 3-0

<b>Consent</b>
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**Commissioner Schulte** made a motion to approve Consent Items six and seven.

**Commissioner Averill** seconded the motion. Karri Muir, Clerk of the Board read the items into the record.

**6. Resolution No. 09-356 Re-appointment of a member to the LC Planning Commission.**

**Bob Johnson, Community Development**, stated Rachael Jennings' appointment to the Planning Commission expires at the end of 2009. This resolution will re-appoint her.

**Commissioner Averill** stated that Ms. Jennings makes a huge contribution to the Planning Commission and does a great job. We are very pleased to have her continue to be on the board. He thanked her for her commitment to the Planning Commission.

**7. Resolution No. 09-357 Authorizing a loan from the Distressed Counties Fund to the East County Public Development Authority.**

**Rose Bowman, Treasurer** stated this resolution would finalize a recommendation of the Distressed Counties Board for a loan and grant to the East County Public Development Authority.

**Commissioner Averill** stated this is a fund used to help the small towns and larger cities. Up until about two years ago, only grants were made out of this fund. The requests have gradually gotten larger, so the Distressed Counties Board decided to grant loans.

East County PDA will provide approximately 50 jobs.

He thanked Ms. Bowman for her help in this loan process.

**Ms. Bowman** thanked everyone for their patience during this process.

<b>Hearing</b>
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**Hearing**

**Ordinance 1209**

**Chairman Grose** opened the hearing and asked for a staff report.

**Bob Johnson, Community Development** stated the hearing is to extend the moratorium on development on lands subject to invalidity. In 2006, with an order from the Growth Management Hearings Board (GMHB), the County has had a moratorium on approximately 152,000 acres that could be designated as Agricultural Resource Lands (ARL'S). We had a hearing on October 16, before the GMHB. The decision is not due back for approximately 45 days. As a result, because the moratorium expires before the decision will be made, we need to extend it again. The moratorium will need to be in place until the County is found to be in compliance with the GMHB .

**Commissioner Schulte** asked if we would hear back from the GMHB by Thanksgiving.

**Mr. Johnson** stated they have until the middle of December to give their decision.

**Commissioner Averill** asked if the GMHB hearing include all the challenges Lewis County had.

**Mr. Johnson** stated it did.

**Commissioner Averill** asked if Mr. Johnson had a sense from the GMHB.

**Mr. Johnson** stated he is hesitant to guess on that. The GMHB seemed to focus more on questions to the appellants as to standing on

and why the County had not met the requirements. He is optimistic for the decision.

**Chairman Grose** closed the question and answer portion of the hearing and opened the formal hearing.

**Mr. Johnson** asked that his previous comments be entered into the record.

**Chairman Grose** asked if there was anyone who wanted to speak for or against Ordinance 1209. There was no one. He closed the hearing and asked for a motion to approve Ordinance 1209.

**Commissioner Averill** moved to adopt Ordinance 1209. **Commissioner Schulte** seconded the motion. Karri Muir, Clerk of the Board read the item into the record.

**Commissioner Averill** stated a lot of work has gone into this issue by staff, legal counsel and various consultants. They put together a package for the GMHB to get Lewis County out of invalidity. This is the sixth time we have extended the building moratorium.

Motion carried 3-0

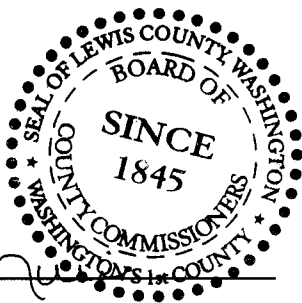
There being no further business, the Commissioners' public meeting adjourned at 10:32 am on October 26, 2009. The next public meeting will be held Monday, November 2, 2009, at 10:00 a.m.

Please note that minutes from the Board of County Commissioners' meetings are not verbatim. A recording of the meeting may be purchased at the Commissioners' office.

BOARD OF COUNTY COMMISSIONERS  
LEWIS COUNTY, WASHINGTON

ATTEST:

  
Clerk of the Board  
Lewis County Commissioners



  
F. Lee Grose, Chairman

  
Ron Averill, Commissioner

  
P.W. Schulte, Commissioner